

# Order

Michigan Supreme Court  
Lansing, Michigan

July 13, 2011

Robert P. Young, Jr.,  
Chief Justice

142742

Michael F. Cavanagh  
Marilyn Kelly  
Stephen J. Markman  
Diane M. Hathaway  
Mary Beth Kelly  
Brian K. Zahra,  
Justices

GEORGE FROMMERT,  
Plaintiff-Appellant,

v

SC: 142742  
COA: 292097  
Oakland CC: 2008-090275-NO

TEERA CONSTRUCTION COMPANY,  
Defendant/  
Cross-Defendant-Appellee,  
and

KASCO, INC.,  
Defendant/Cross-Plaintiff.

---

On order of the Court, the application for leave to appeal the December 21, 2010 judgment of the Court of Appeals is considered and, pursuant to MCR 7.302(H)(1), in lieu of granting leave to appeal, we VACATE the judgment of the Court of Appeals and we REMAND this case to the Court of Appeals for reconsideration in light of *Loweke v Ann Arbor Ceiling & Partition Co, LLC*, 489 Mich \_\_\_\_ (Docket No. 141168, decided June 6, 2011).

ZAHRA, J., did not participate because he was on the Court of Appeals panel.



0706

I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

July 13, 2011

*Corbin R. Davis*

Clerk